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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/799,253	03/12/2004	Michael Hamian	23122-1011

NOV 0 6 2004
 U.S. PATENT & TRADEMARK OFFICE
 JC160

Brandon N. Sklar
 Kaye Scholer LLP
 425 Park Avenue
 New York, NY 10022-3598

CONFIRMATION NO. 8216
 FORMALITIES LETTER



OC000000012799622

Date Mailed: 05/27/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

- \$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
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A copy of this notice MUST be returned with the reply.

11/10/2004 WABDER1 00000080 500988 1079953
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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEES TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 1,580.00)

Complete if Known

Application Number	10/799,253
Filing Date	March 12, 2004
First Named Inventor	Michael Hamian et al.
Examiner Name	TBA
Art Unit	3624
Attorney Docket No.	23122-1011

METHOD OF PAYMENT (check all that apply)

 Check Credit card Money Order Other None
 Deposit Account:

Deposit Account Number	50-0988
Deposit Account Name	Kaye Scholer LLP

The Commissioner is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) during the pendency of this application
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 750	2001 375	Utility filing fee	
1002 330	2002 165	Design filing fee	
1003 520	2003 260	Plant filing fee	
1004 750	2004 375	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1) (\$)			

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fee from below	Fee Paid
			-20** =	X	=
			- 3** =	X	=

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 84	2201 42	Independent claims in excess of 3
1203 280	2203 140	Multiple dependent claim, if not paid
1204 84	2204 42	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2) (\$)		

**or number previously paid, if greater; For Reissues, see above

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	\$130.00
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 410	2252 205	Extension for reply within second month	
1253 930	2253 465	Extension for reply within third month	
1254 1,450	2254 725	Extension for reply within fourth month	1,450.00
1255 1,970	2255 985	Extension for reply within fifth month	
1401 320	2401 160	Notice of Appeal	
1402 320	2402 160	Filing a brief in support of an appeal	
1403 280	2403 140	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,300	2453 650	Petition to revive - unintentional	
1501 1,300	2501 650	Utility issue fee (or reissue)	
1502 470	2502 235	Design issue fee	
1503 630	2503 315	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 750	2809 375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 750	2810 375	For each additional invention to be examined (37 CFR 1.129(b))	
1801 750	2801 375	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	
Other fee (specify) _____			

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 1,580.00)

SUBMITTED BY

(Complete if applicable)

Name (Print/Type)	Brandon N. Sklar, Esq.	Registration No. (Attorney/Agent)	31,667	Telephone (212) 836 - 8653
Signature		Date	November 8, 2004	

30953099.pdf **WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



Attorney Docket No: 23122-1011

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Michael Hamian et al.

Serial No.: 10/799,253 Group Art Unit: 3624

Filed: March 12, 2004 Examiner: TBA

For: AUTOMATED SALES COMMISSION CALCULATION METHODS AND SYSTEMS

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Commissioner for Patents
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Alexandria, VA 22313-1450

CERTIFICATE OF MAILING TRANSMISSION
BY EXPRESS MAILING 37 C.F.R. §1.10

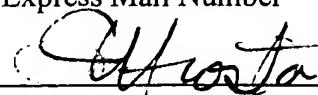
Sir:

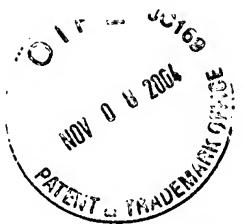
I hereby certify that, on the date shown below, the documents listed below are being deposited with the United States Postal Service with sufficient postage as "Express Mail" in an envelope addressed to the Mail Stop Missing Parts, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

1. Response to Notice to File Missing Parts with copy of Notice;
2. Declaration with copy of Application;
3. Request for a four-month Extension of Time;
4. Fee Transmittal;
5. Return receipt postcard.

Maritza Acosta
Name of Person Mailing

November 8, 2004
Date of Deposit

EV 372168701 US
Express Mail Number

Signature of Person Mailing Paper



23122-1011

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Michael Hamian et al.

Serial No.: 10/799,253

Group Art Unit: 1194

Filed: March 12, 2004

Examiner: TBD

For: AUTOMATED SALES COMMISSION CALCULATION METHODS
AND SYSTEMS

Mail Stop Missing Parts
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

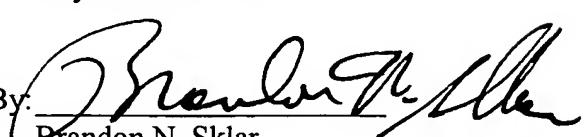
RESPONSE TO NOTICE TO FILE MISSING PARTS

Sir:

A Notice to File Missing Parts dated May 27, 2004 has been received, requiring filing of a Declaration. Enclosed is the executed Utility Declaration with a copy of the Application attached thereto, and a copy of the Notice.

The Patent Office is hereby authorized to charge the fees for filing of these documents to Deposit Account 50-0988 in the name of Kaye Scholer LLP.

Respectfully submitted,
Kaye Scholer LLP

By: 
Brandon N. Sklar
(Reg. No. 31,667)

Dated: November 8, 2004

MAILING ADDRESS
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